### READY FOR SEWER

That on Lower Kansas Avenue May Be Built Now.

Engineer Thinks It Could Be Completed This Season.

VERY MUCH NEEDED.

Drainage of the District is Very Bad Indeed.

Talk of City Damage Suits as a Result.

In all probability the proposed 5-foot brick sewer from the foot of Jackson street to the river will be built this fail. nder the city engineer's estimate of \$2,470 for the job.

It seems likely that if the sewer is not built at once, the following will be the "Made land" in the city park worth

hundreds of dollars will be washed into The big wholesale houses will refuse to

earry out their present plans to build on lower Kansas avenue. Heavy damage suits may be brought

Heavy damage suits may be brought against the city for flooded basements. Increased coat in building the sewer next spring when the river is high. Nearly all of yesterday afternoon was spent by the council committee on sewers inspecting the proposed location for the sewer, and talking with business men in the vicinity to ascertain the exact needs. The result of the conference will be a favorable report to the council on the evening of Nov. 18. The sewer committee is composed of Councilman Warner. Weber and Grilley.

council on the evening of Nov. 18. The sewer committee is composed of Councilman Warner, Weber and Griley.

The committee ascertained that upon the construction of the sewer depends in large measure the construction of two \$20,000 wholesale houses on lower Kansas avenue next spring. If the sewer is not built, the proposed Whiting wholesale paint and glass house and the Whiteker wholesale commission house may be afraid to carry out their present intentions of building.

A member of the Parkhurst-Davis grocery firm told the committee that the city was likely to be sued for heavy damages in case the basement of that building should be again flooded as it was once during the past season.

A petition is now being circulated in the blocks adjoining the location of the proposed sewer, asking for the creation of a benefit district. This petition will come up at the next council meeting. The proposed district extends from Kansas avenue to Van Buren, and First atreet to the river.

Kansas avenue to Van Buren, and First street to the river.

The proposed line for the sewer is from the northwest corner of First and Kansas avenue westward to the alley between Kansas avenue and Jackson, north along the alley to Crane street, west on Crane to Jackson, and thence directly through the city park to the river. The 250 feet through the city park is all the city has to pay for. The rest will be built by the residents in the benefit district.

If the sewer is not built the city park

rest will be built by the residents in the benefit district.

If the sewer is not built the city park is in danger. City Engineer McCabe says: "If we allow the water to flow through the park in that ravine, thousands of wagon loads of dirt will be washed into the river. It has cost the city hundreds of dollars to fill in the dirt there, and it would cost many hundreds more to replace it if it is allowed to wash out. Dirt is a scarce article in that part of town. It has to be hauled in from long distances, and costs a great deal of money."

An inspection of the proposed site of the sewer in the city park shows that already the ravine of which Mr. McCabe speaks has washed out a hole big enough to hide a house in, at the place where it reaches the river. The dirt is soft, and huge slices are continually slipping off into the water. If the river should rise, it is easy to see how the costly work of the park two years in filling in the city park could be undone

filling in the city park could be undone in a few days.

"Now is the time to build the sewer."

says City Engineer McCabe. 'Delay is not only dangerous, but is certain to be costly. It would not surprise me if \$1,000 worth of damage should be done to the city park by the high water and ice this coming winter, if we allow the water to course down that ravine, and the swift current of the river to eat water to course down that ravine, and the swift current of the river to cat away the dirt as fast as it washes in. The city should at least put in the concrete and mazonry at the mouth of the proposed sewer this fall. It can be done now at a saving of several hundred dollars, because the river is low, and it will not be necessary to build a cofferdam. If we wait till spring, the cofferdam will be necessary as a preliminary to building the opening of the sewer. The lieve that if work is commenced at an early date we can finish the sewer this winter. Work can progress as long as the weather does not freeze the mortar, and the temperature down in the ditch is several degrees higher than on the surface. I think the city will make a great mistake if it does not start in on the sewer at once and rush it to completion before the spring rains set in."

The whole question will be placed in the hands of the council at the next meeting, on November 18. It seems tilkely that the favorable report of the committee on sewers will be adopted, and another step taken to help the city park and the coming wholesale district

### FOOTBALL GAMES.

Second High School Team Defeats Lime Kiln Players. The second High school football team

The second High school football team defeated the Lime Kiln team this morning by the score of 11 to 5.

The two teams have been playing a series of games. The Lime Kilns have won a game by the score of 6 to 5, and the High schools a previous game by the score of 8 to 0. The line-up of today's game was as follows:

Lime Kiln. Position. High School. Stour center Philling

Wellman right end Cowgill
Veale left guard Otto
Dresbach left tackle Slayton Paxton left end Trapp
Rowley quarter back Furst
Dyal right half Johnson
Robinson left half Fink
Leland full back Miller

The College Hill Blues played the Clay school football team Friday evening on the College Hill grounds. The Blues won by the score of 5 to 0.

The Clay school second football team defeated the Lime Kiln Juniors this morning by a score of 5 to 0.

The Melancholy Man: Do you ever look ack on your life and reflect on the opertunities you have missed?
"No, sir." answered the busy man. "It calls be just my luck to miss some more thile I was brooding ever what can't be elped."—The Bits.

### SAVINGS BANK CASE.

Stockholders Were Not Relieved

Stockholders Were Not Relieved
From Liability.

A mistake was made in the report of
Judge Hazen's decision in the Topeka
Savings bank cases and the stockholders, according to the court's ruling, are
liable for their subscriptions. David
Overmyer has made the following explanation of the decision on the motions:
Some time ago the Topeka Savings
bank which went out of business eight
years ago instituted actions against
several of the stockholders for their unpaid subscriptions to stock. To this the
stockholders set up seven distinct defenses. The first defense in each case
being a general denial need not be
noticed as that might be made in any
case.

being a general denial need not be noticed as that might be made in any case.

The second pleaded the three year statute of limitations, but the court held that as this action was upon a contract the three years' statute had no application, the plaintiff having five years in which to bring an action from the time the cause of action accrued. This became the important question, the plaintiff bank contending that the cause of action did not and could not accrue under the terms of the contract until a call was made upon the stockholder, the defendants maintaining for their third defense that the bank might have made a call earlier than it did, that it was its duty to make the call when it might have made it, and that consequently the statute of limitations would run from the date at which the call might have been made, which was alleged to have been the first day of December, 1892. The court, however, held that the bank was not obliged to make the call simply because it might have made it; that the question of time and the propriety of the call was for the bank to decide, and that as the bank could not maintain an action upon the subscription until it made the call, therefore, no cause of action accrued until the call was made, and the statute of limitations could not begin to run until a cause of action accrued. begin to run until a cause of action ac-crued.

crued.

The fourth defense set up by the defendants was upon the ground that the general banking act of 1891 by its terms made all of the unpaid subscriptions of the Savingz oank due. The bank, however, contended that the act had no application and that if it should be construed as applying to the Savings bank it would be unconstitutional as impairing the obligation of the contract. The court held that the act of 1891 had no application to Savings banks previously organized.

court held that the act of 1891 had no application to Savings banks previously organized.

The fifth defense set up by the defendants was upon the ground that as the Savings bank had ceased to do business in March, 1896, that it then became the duty of the bank to call for all unpaid subscriptions. The bank, however, contended that as no action accrued until the call was actually made, therefore, the statute of limitations could not apply, and the mere fact of the bank ceasing to be a going concern could have no effect whatever upon the right of the bank to make the call at its own discretion, and this contention was sustained by the court.

The sixth defense questioned the capacity of the bank to bring an action, it being no longer a going concern, but as the court said, this was not seriously insisted upon and was easily disposed of as the statutes of Kansas make ample provisions for just such cases.

The seventh defense set up the fact that the bank was no longer a going concern, that it had gone into voluntary liquidation on the 2nd of March, 1896; that it had injudicious use of its assets, and that but for such injudicious use of its assets its bills could all have been paid, and that there would be no occasion for a call upon the stockholders, and that therefore and for these reasons the stockholders became liable to pay when the bank closed its doors as a business institution, and that calls could not thereafter be lawfully made, and that the statute of limitations therefore and for those reasons ran from March 2, 1896.

Again, the bank invoked the principle that the stockhold not hereafter be lawfully made, and that the statute of limitations therefore and for those reasons ran from March 2, 1896.

Again, the bank invoked the principle that the stockhold not hereafter be lawfully made, and that the statute of limitations therefore and for those reasons ran from March 2, 1896.

March 2, 1896.

Again, the bank invoked the principle that the stock could not be made payment, and that as the bank could not collect until it made a call, therefore the statute of limitations could not run against it upon the stock subscripton the statute of limitations could not run against it upon the stock subscripion until the bank itself had made a call. The bank's contention as to the seventh defense was also sustained by Judge Hazen, grounding his decision upon the decisions of the supreme court of the United States, which was held in many cases that where calls are provided for in a contract between a corporation and a stockholder, there is no liability of the stockholder to pay until the call is made and consequently that the statute of limitations cannot run upon the contract of subscription until a call is made by the corporation.

by the corporation.

Thus all of the defenses except the Thus all of the defenses except the mere general denial set up by the stock-holders were denied and overruled by the court, and the contention of the Savings bank was sustained at every point. The defendant prayed an appeal to the supreme court and pending the settlement of the question in that court in the case of defendant West, it was agreed between the parties that the other cases should remain in abeyance. Judge Hazen remarked in delivering his opinion that the case was the most thoroughly argued of any case that was ever presented for his consideration. The arguments were made by David Overmyer, of the firm of Overmyer, Mulvane & Gault, for the Savings bank, defendant West was represented by Garver & Larimer and E. A. Austin.

### Football at Chicago.

Chicago, Nov. 9.—When the Univer-sity of Chicago and Northwestern uni-versity football teams met on Marshall versity football teams met on Marshall field today the question with the spectators was the size of the score Northwestern would pile on the crippled Marsons. With Capt. Sheldon and Halfback Norton out of an already weak eleven, Chicago had little hope of doing better than holding Northwestern's score to modest proportions.

### Scrofula

This root of many evils-

Glandular tumors, abscesses, pimples and other cutaneous eruptions, sore ears, inflamed eyelids, rickets, dyspepsia, catarrh, readiness to catch cold and inability to get rid of it easily, paleness, nervousness and other allments including the consumptive tendency-

Can be completely and permanently removed, no matter how young or old the sufferer.

Hood's Sarsaparilla was given the daughter of Silas Verneoy, Wawarsing, N. Y., who had broken out with scrofula seres all over her face and head. The first bottle helped her and when she had taken six the sores were all healed and her face was smooth. He writes that she has never shown any sign of the scrofula returning.

### Hood's Sarsaparilla

Promises to cure and keeps the promise. Ask your druggist for it today and accept no substitute.

### TONIGHT-

## Specials For Tonight's Selling.

Our All-Linen 25c Hemstitched Initial Handkerchiefs .......

Our Men's Pure Linen 15c Hemstitched Handkerchiefs.....

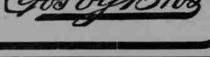
Our Ladies' All Plain 15c Hemstitched Handker-

chiefs ...... Our Regular Men's 5c Colored Handkerchiefs-

Tonight-3 for ..... Our Splendid Fine Cotton Fleece Topsy Hose-per pair, tonight..

Our 50c Fancy Colored Lisle Thread, Dropstitch Hose-Per pair, tonight ....

Tonight-SATURDAY-Tonight 7:30 to 9:30.



#### TIGERS VS. NEBRASKA. Corn Huskers Compelled to Play Three

Substitutes Omaha, Nov. 9-Fine weather is prom-

the Missouri Tigers and Nebraska university eleven. It was announced this afternoon that Nebraska would go into the game with three subs. Several of the high grade players were laid out in the Minnesota and Wisconsin games and are unable to take their places today. This will make a hole in the reserve force both in the number and class of the reserve players. Three trains came in from Lincoln early in the day bringing in a crowd of Nebraska rooters. The game is called for three o'clock. The line up follows: Nebraska. Position. Missouri Stringer. left end. Perry Kingsbury. left tackle. Anamoso Maloney. left guard. Jesse Koehler. Center . Coe Brew. right guard. Ellis Gordon Westover. right tackle. Washer It was announced this afternoon that

Michigan Expects Hard Game.

noon for their annual football game. Last fall these same teams played a nothing to nothing game at Ann Arbor, but the Ohio rooters did not hope for any such good fortune today. Coach Yost of Michigan stated before the game that he expected one of the hardest contests of the season, and when the Wolverines lined up for the first kickoff all the regulars were in their positions. The game attracted an immense crowd. Everts Wrenn, of Harvard, was the umpire, and Ralph Hoagiand, of Princeton, the referee.

Cole Younger Declines a Star. Minneapolis, Nov. 9.—A. A. Ames, mayor of Minneapolis, tendered Cole Younger, the notorious bandit recently released from the Minnesota state prison on parole after serving twenty-five years of a life sentence, a position as captain on the local police force. Cole took the matter up with his friends in St. Paul, where he is now engaged as clerk in a grocery store. Upon the advice of his friends he decided to refuse the offer.

Plague Stamped Ont.

Glasgow, Nov. 9.—The authorities are satisfied that the bubonic plague has been stamped out. The last case of the disease reported was placed in hospital November 1, and the period of incuba-

Wheeled a Barrow For Years. London, Nov. 8 .- Lord William Neville was released from Parkhurst prison on ticket of leave yesterday. He was sentenced to five years' penal servitude February 15, 1898, for fraud in connection with a promissory note. His lordship spent most of the time during his incarceration in wheeling a barrow on the prison farm.

Weekly Bank Statement.

Weekly Bank Statement

New York, Nov. 9.—The statement of
the associated banks for the week ending today shows: Loans \$886,995,000, decrease \$4,297,000; deposits \$550,490,100, decrease \$1,643,000; circulation \$31,821,400,
decrease \$54,500; legal tenders \$68,955,500,
decrease \$2,579,200; specie \$177,339,200, decrease \$1,124,500; reserves \$246,294,700,
decrease \$1,703,700; reserve required
\$237,604,775, decrease \$1,901,825; surplus
\$8,689,925, decrease \$1,792,875.

### **NERVOUSNESS**

upsets the stomach and prevents the nutritive elements from getting into the blood. The stomach finally rebels against food and the result is dyspepsia. The Bitters will strengthen the nerves and cure DYSPEPSIA, CONSTIPATION, BILIOUSNESS, FLATULENCY, also create a hearty appetite, purify the blood and build up the system. Be sure

HOSTETTER'S STOMACH BITTERS

#### DIDN'T FARE WELL. Bad Day For Liquor Law Violators in Supreme Court

Violators of the prohibitory law who sought relief by appealing to the su-preme court did not fare well in the decisions rendered today. One of these, W. R. Allen, is a prominent hotel proprietor of Kingman. His hotel, the Brunswick is the leading hotel in the town. There was liquor sold in the hotel and Allen was convicted on two hotel and Allen was convicted on two counts. His attorneys appealed to the supreme court on the ground that the information against Allen did not show just when nor where the violations took place, but the supreme court holds that this is not necessary and that if the offense is shown to have been committed within the jurisdiction of the court trying it that is all that is necessary Al-

within the jurisdiction of the court trying it, that is all that is necessary. Allen will have to pay the penalty.

Frank Shinn, an Elk county druggist, was convicted of violating the prohibitory law on eight counts. He was
charged with selling liquor to a man
whom he ought to have known was an
habitual drunkard and would use the
liquor illegally.

liquor illegally.

The supreme court holds that a druggist might believe that a man was an habitual drunkard and would use the liquor illegally, but unless the buyer actually did so the druggist would not Columbus, O., Nov. 9.—The Michigan and Ohio state football elevens met on the Ohio state athletic field this afternoon for their annual football game. ually used for drinking purposes. This was done in three of the eight counts and these were affirmed, but the other were remanded for further pro-

### KNOCKS OUT INJUNCTION.

Traders' Live Stock Association Relieved on a Technicality.

Because the members of the Farmers' Live Stock association did not show that the Traders' Live Stock ex-change, which does business in the Kansas City stock yards, injured them

change, which does business in the Kansas City stock yards, injured them in their operations as a trust, the supreme court dissolves the injunction obtained by the Farmers' association against the Traders.

The Traders' exchange bas about 189 members. When it was organized the membership fee was 50 cents. This has been increased by degrees until it is now \$500, for the purpose, it is alleged, of keeping the membership as small as possible.

One of the rules of the exchange is

One of the rules of the exchange is that "this exchange will not recognize any yard trader unless he is a member of this exchange," and heavy penalties are prescribed for any member who deals with outsiders. This made an effectual boycott on outsiders and was resented by the Farmers' association. An injunction suit was brought to prohibit the members of the exchange from enforcing the penalties against outside enforcing the penalties against outside trading, and Judge Holt of the court of common pleas of Wyandotte county granted the injunction. The Traders appealed and the supreme court reverses the decision and dissolves the injunction because the Farmers' association does not show that it was injured by the penalty. by the penalty.

### REAL ESTATE TRANSFERS.

Lillian A. Sebring to I. F. Sebring, \$10, s. ½ n. e. ½ sec. 16-10-13, 80 acres. Juliette Ferguson to W. J. Sturgis, \$1, lot 38 Van Buren street, Firey's add. L. K. Mills and husband to C. D. Vawter, \$1, pt. s. e. ½ 1-12-15.
P. A. Anderson vs. Helen D. Nagle, \$800, lot 95-97-99-101-103-105-107-109-111, Green street, Rossville.
T. H. Hiller to J. A. Patterson, \$700, lots 11-12, Van Buren street, Firey's add.

lots 11-12, Van Buren street. Firey's add. Tax deed to Wm. Starks, lot 187 Ada street, Birchall's add.

### Blew Open Safe.

St. Louis, Nov. 2.—A Post-Dispatch special from Bedford, Ind., says: Cracksmen gained access to the building of the Campbellsburg bank at Campbellsburg, Washington county, 20 miles from here on the Monon route at 1 a. m. today and secured between \$12,000 and \$15,000 by blowing open the safe. The robbers escaped, but posses are in hot pursuit.

### EVERY PATRIOTIC TOPEKAN WILL BE THERE

TO HELP SWELL

### THE AUDITORIUM ORGAN FUND

# The Boston Ladies' Symphony Orchestra

WILL PLAY A BENEFIT CONCERT AT THE AUDITORIUM,

WEDNESDAY EVENING, NOVEMBER 13th.

Reserved Seat Sale begins at 9 o'clock A. M., Monday, at Stansfield's Drug Store, 632 Kansas Avenue. The Boston Ladies' Symphony Orchestra is well known, and needs no introduction to Topeka people.

### AT THE AUDITORIUM, WEDNESDAY AFTERNOON AND EVENING

Admission to any part of the house, 25 cents.

Don't miss the Matinee, Wednesday Afternoon at 2:30 O'clock.

#### F. HALEY ARRESTED.

Young Man Confesses to Forging a Small Check.

Small Check.

F. Haley, who has lived in Topeka nearly all the 19 years of his life, was arrested today on the charge of forgery, and has confessed his guilt. He is locked up in the city prison, but will be turned over to the state authorities.

Haley has worked as a cook at the Copeland and National hotels. He was about to leave for Colorado, and had already shipped his trunk there. He evidently expected to make a small "stake" before quitting the town.

He went to Fisher's clothing store on East Sixth avenue and bought a sweater and a few other articles, and tendered in payment a check for \$12 drawn on the Bank of Topeka and signed with the name of Wm. Bradbury. The proprietor of the store suspected that the check was bad, and heid Haley while he sent the check to the bank. It was pronounced a forgery, and Policeman Voiles came and placed Haley under arrest. When searched at the police station another forwed check on the same bank for the sum of \$10 was discovered. The \$10 check was signed with the name of W. M. Brown.

Haley claims that this is his first offense, and when arrested made a clean breast of the whole transaction.

### NO FAVORITISM.

Army Promotions Will Be Made on Merit.

Washington, Nov. 9.—The president to-day declared to Senator Cullom of Illi-nois that in making promotions to the nois that in making promotions to the brigadier generalship soon to become vacant, he would be governed entirely by the record; that it was his intention to promote those whose records showed them to be most deserving of promotion, and that neither personal considerations nor influence would count. Senator Culom had called on behalf of Major Ballance, who went into the army from Peoris, and Major McClernand. a son of Gen. McClernand. The latter was Gen. Shafter's adjutant during the Santiago campaign.

paign.

Senator Burrows of Michigan talked with the president today about financial legislation. Senator Burrows is a member of the finance committee of the senate and is strongly opposed at this time to any further reduction of the government's

income. "I do not believe," said he, "that it would be wise to tinker with the revenues until we know exactly what money will be needed. If we are to build the Micaragua canal and provide liberal amounts for the improvements of rivers and harbors, it would be the height of folly at this time to slash the revenues."

### BURTON MAY GO FREE. Man Convicted of Murder to Have

Robert Hawthorne Burton, who was onvicted of murder in the first degree or shooting Fred Hoffman in Marion a little less than a year ago, and who would consequently be given the death penalty, has been given a chance to go free by the supreme court. He will have a new trial and be permitted to show that he acted in self defense.

show that he acted in self defense.

There was a romance back of the alleged murder. Burton and Hoffman were rivals for the hand of the same girl, Jessie Doty, a Marion county girl. Burton was a young painter who went to Marion early in 1900. Last November he was engaged to do some painting for the girl's father, and while doing it he boarded at the Doty home. The girl was engaged to Hoffman at the time, but Burton seems to have made inroads into her affections.

Hoffman became jealous of his rival and one day accused him of telling Jessie Doty that he, Hoffman, was merely trifting with her affections. Burton denied saying it and Hoffman dared him to deny it in the girl's presence.

"If you will stand up before Jessie Doty's face," said Hoffman, "and tell us that you didn't tell her that, there will be a corpse and a funeral procession if you can get anybody to bury you in Marion."

The two made an appointment to meet

Marion."

The two made an appointment to meet with the girl in Drake's restaurant on the following Monday, November 19. Before that time Burton went to the girl and asked her not to go because he was sure there would be trouble and he did not want to be mixed up in it.

When Hoffman entered the restaurant on Monday, Burton was waiting for him. A minute later Hoffman fell with a bullet wound in his head and he lived only a short time.

A minute later Hoffman ren et wound in his head and he lived only a short time.

Burton claimed that as his rival entered the restaurant he called him, Burton, a name and reached for a revolver. Burton grabbed his revolver and shot, he claims, in self-defense.

When Burton was tried for murder his attorneys were not allowed to show that the victim of the tragedy had made frequent threats against their client, causing him to believe that his life was in danger. On this account the supreme court reverses the Marion county district court and grants Burton a new trial.

### Pennsylvania Complete.

bellsburg. Washington county. 20 miles from here on the Monon route at 1 a. m. today and secured between \$12,000 and \$15,000 by blowing open the safe. The robbers escaped, but posses are in hot pursuit.

Hanna Dines With the President.

Washington, Nov. 9—President Roosevelt had as his guests at dinner last night Senator Hanna and John G. Milburn of Buffalo. They remained at the White house until after 11 o'clock.

Philadelphia, Nov. 9.—Complete returns from every county in the state have now been received. Many of the counties give the figures as officially computed by the courts. The total vote for the leading candidates for state treasurer and supreme court justice: State treasurer, Harris, Republican, 433, 488; Coray, Fusion, 385,120; Harris' plurality 48,338.

Yerkes, Fusion, 385,107; Potter's plurality 45,338.

The insurance companies have adjusted our loss, and Monday Morning we will be ready for you. The following slightly damaged goods will be sold for what they will bring:

##**############** 

Metal Frames. Medallions. Paper Weights. Cabinet Frames. Art Pictures. Moulding Hooks. Stratmore Board. Engravings. Easels.

Bronze. Picture Chains. Metal Corners.

Pictures. Passe Part Tout Paper, Rings and Pictures for Passe

## THOS. M. DELAHOYDE,

Part Touting.

722 Kansas Avenue.

### DEATHS AND FUNERALS.

The funeral of H. H. Mills took place this afternoon at 3 o'clock from the family residence 1115 Polk street. Mr. Mills was one of the oldest and best known business men in Topeka and a large number of people attended the services. There were many handsome floral tributes. The pall bearers were selected from the old employes of Mr.

### LOCAL MENTION.

Mr. and Mrs. Ray Hammond, 628 Western avenue, are the parents of a nine pound girl. Judge Hazen has gone duck shooting and there will be no calling of the mo-

tion docket Monday morning. The Polk school and Juniors played a game of football on Douthitt's field this forenoon, score Polk 10, Juniors 12. The bell in the tower of the Church of the Assumption is out of order and has not been rung for several days. Work-men are now repairing it and in a few days the big bell will be ringing as be-

In the first final game in the T. A. A. billiard tournament last night Herman Crow playing 150 points played his string, defeating L. Hawkins, playing 00 points. Hawkins had 84 when Crow went out.

this morning armed with Winchester shotguns, estensibly for a hunting trip to Tecumseh. It is believed, however, that they went out to join in with the posse who are searching for escaped convicts.

The Santa Fe railway has con a new fence along the river bank where the wagon road and electric car tracks go under the south approach, of the Santa Fe railway bridge. This improvement has been much needed, the place being dangerous. The fence will keep fractious horses from plunging over the high bank into the river be-

Marshall's band concert at the Crawford, Sunday afternoon a Admission, 10 and 15 cents.

Marshall's band concert at the Crawford, Sunday afternoon at 3 o'clock. Admission, 10 and 15 cents.

### document and a second a second and a second

Perry Pictures.

Arto Types.

Etchings.

Brown's Pictures.

THOMPSON REFUSES. Has Himself Arrested to Test Inquisition Law.

Mike Thompson, proprietor of the Royal billiard hall and the Opera House drug store, was arrested late yesterday afternoon for falling to comply with the subpoena issued by County Attor-ney Galen Nichols for Thompson to ap-pear before him and tell what he knew about liquor sales in Topeka.

The warrant was issued in the city court. The arrest means that the question whether the inquisition law is constitutional or not will be tested. Judge Hazen has decided that an assistant attorney general has no right to punish a person for refusing to rec-ognize a subpoena issued by him but whether the law is good as regards a county attorney has not been decided.

### Dr. Mary Walker's Pension

Washington, Nov. 9 .- The pension bureau is investigating utterances attributed to Dr. Mary Walker, the ex-army nurse, who has worn masculine attire in recent years and who is alleged to have called the execution of Czolgosz, the assassin, a murder and the late president himself a murderer on account of his policy in the Philippin A special examiner of the pension fice is at Oswego, N. Y., investigating the matter and his report will be kept on file at the bureau here in readiness for submission to congress in case that body should call for it. Commissioner Evans explained today that he had no authority to revoke the women's slon, but that congress could do so if it

New York, Nov. 9.-Rutgers college is the latest recipient of Miss Helen Gould's bounty. She has given \$25,000 to the New Brunswick, N. J., college, and the money has been made available for use this season. Miss Gould has recently made similar gifts to Vassar college and other schools.

All Ladles who have tried others say Satin-Skin Powder is best, because invisible, adheave, barmless. Only 25c New Model,

And many other painful and serious ailments from which most mothers suffer, can be avoided by the use of "Mother's Friend." This great remedy is a God-send to women, carrying them through their most critical ordeal with safety and no pain.

No woman who uses "Mother's Friend" need fear the suffering and danger incident to birth; for it robs the ordeal of its horror and insures safety to life of mother and child, and leaves her in a condition more favorable to speedy recovery. The child is also healthy, strong and

good natured. Our book "Motherhood," is worth its weight in gold to every woman, and will be sent free in plain envelope by addressing application to Bradfield Regulator Co. Atlanta, Ga.